

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of  
Rabbani et al.  
Application No. 08/978,632  
Filed: November 25, 1997  
Atty Docket No. ENZ-53(C)

OFFICE OF PETITIONS  
Ms. Nancy Johnson  
Senior Petitions Attorney  
Confirmation No.: 4638

**MAIL STOP PETITION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST TO VACATE ORDER TO SHOW CAUSE WHY DECISION  
REVIVING THIS APPLICATION SHOULD NOT BE VACATED**

Sir:

This is a Request to Vacate the Order to Show Cause Why Decisions Reviving Applications Should Not Be Vacated ("Order") issued in the above-captioned application. A Request to Expedite the treatment of this Petition and a Petition to Expunge are being submitted separately.

Petitioner respectfully urges that no fees are due because the Show Cause Order was improperly issued. Nevertheless, should the USPTO determine that any fees are required to have the Order vacated, including any extension of time fees, the USPTO is authorized to charge Deposit Account No. 50-2929, making reference to Docket Number J10012.

**Background**

The instant application became abandoned on August 21, 2002, for failure to reply to the  
final Office Action of May 20, 2002. A Notice of Abandonment was mailed on January 7,  
2003.

06/09/2003 LDI EP1 00000002 502929 08978632  
01 FC:1462  
02 FC:1233 400.00 DA 1110.00 DA

**D. Conclusion**

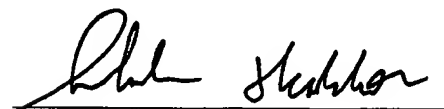
In view of the above remarks, early notification of a favorable consideration is respectfully requested.

Respectfully submitted,

HERSHKOVITZ & ASSOCIATES, LLC

Dated: November 19, 2008

By:



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